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STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

September 8, 2006

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF No.: 06od-174

OAHU

Set Aside to City and County of Honolulu for Park Purposes,
Honolulu, Oahu, Tax Map Key: (1) 1-7-027:001.

APPLICANT:

City and County of Honolulu

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Portion of Government lands situated at Honolulu, Oahu,
identified by Tax Map Key: (1) 1-7-027:001, as shown on the
attached map labeled Exhibit A.

AREA:

3.636 acres, more or less, to be determined by the Department of
Accounting and General Services, Survey Division

ZONING:

State Land Use District : Urban
City & County of Honolulu LUO : B-2

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State
Constitution: YES _____ NO X

CURRENT USE STATUS:

Aala Park

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PURPOSE:

Park purposes.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

This action before the Board is merely a transfer of management jurisdiction and does not constitute a use of State lands or funds, and therefore, this action is exempt from the provisions of Chapter 343, HRS, relating to environmental impact statements. Inasmuch as the Chapter 343 environmental requirements apply to Applicant's use of the lands, the Applicant shall be responsible for compliance with Chapter 343, HRS, as amended.

APPLICANT REQUIREMENTS:

Applicant shall be required to provide survey maps and descriptions according to State DAGS standards and at Applicant's own cost.

REMARKS:

The subject State land was a portion of private lands conveyed to the Minister of Interior in 1871(Land Office Deed 58). Pursuant to Section 1866, Revised laws of Hawaii 1915, the subject parcel was designated as "River Park". In the 1960s', the City and County of Honolulu (City) requested the State turn over the land to the City. For reasons unknown to the staff, the request was never consummated. Over the years, the City has developed the subject State land into Aala Park.

Recently, staff notes that there is no formal document legally transferring the management jurisdiction of the subject State land to the City. Research by the City's staff revealed the same result. Therefore, by a letter dated August 15, 2006, the City request setting aside the subject State land to the City for park purposes.

The use of the subject State land as a park is appropriate in view of the long established use of a park at the location.

Staff did not solicit comments from other government agencies on the subject request since this is house keeping matter.

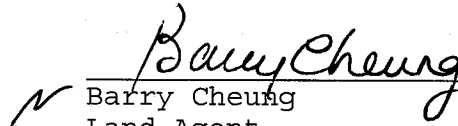
There are no other pertinent issues or concerns.

RECOMMENDATION:

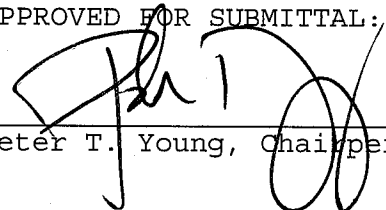
That the Board, subject to Applicant fulfilling the Applicant Requirements above, approve of and recommend to the Governor the issuance of an executive order setting aside the subject lands to the City and County of Honolulu under the terms and conditions cited above, which are by this reference incorporated herein and subject further to the following:

- A. The standard terms and conditions of the most current executive order form, as may be amended from time to time;
- B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside;
- C. Review and approval by the Department of the Attorney General; and
- D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,


Barry Cheung
Land Agent

APPROVED FOR SUBMITTAL:


Peter T. Young, Chairperson

